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CIVIL SERVICE COMMISSION
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MINUTES OF MEETING
TUESDAY
February 06, 2018

The Civil Service Commission met on **February 06, 2018**, in the CSC Board Room, Bell Tower, 710 Marine Corps Dr., Suite 201, Hagatna, Guam 96910.

Commissioners present:	CSC Employees present:
Edith Pangelinan, Chairperson	Peter S. Calvo – Executive Director
Lourdes Hongyee, Vice Chairperson	Frederick J. Horecky – Administrative Counsel (ALJ)
Priscilla Tuncap	Roland Fejarang – PM Administrator
John Smith	Cynthia Camacho – PMA II
Catherine Gayle	Julita Santos – Board Secretary

I. CALL TO ORDER:

The meeting was called to order by Chairperson Pangelinan at 5:50 p.m.

II. APPROVAL OF MINUTES:

The Minutes for February 01, 2018 was submitted for approval. There was a motion to approve by Commissioner Tuncap and seconded by Vice Chair Hongyee. All present concurred.

III. NEW BUSINESS:

1. Post Audit Staff Assessment:

Patrick Artero vs. Department of Agriculture; CSC Case No. 18-PA01

Present for Management was Dr. Russell K. Campbell. Employee Patrick Artero represented himself.

Personnel Management Administrator and the Personnel Management Analyst II presented the Staff Assessment Report.

Staff's recommendation was not to proceed with the investigation. Both parties were afforded time to comment. The Board of Commissioners were concerned about some issues that were brought to light.

Upon a motion made by Commissioner Tuncap and seconded by Commissioner Smith, the investigation is to proceed for clarification to (2) Leave Sharing (3) Health and Safety, Medical Examination, and (4) Temporary Assignment-a.k.a. Detail Assignments, as points indicated in the Staff's Assessment. By a show of 5-0, all present concurred.

2. Motion Hearing:

Joseph L.G. Acfalle vs. Guam Solid Waste Authority; CSC Case No. 17-AA07T

Present for Management was Attorney Vanessa L. Williams, Esq. and Mr. R. Chace Anderson, GBB Receiver Operations Manager. Lay Representative Daniel Del Priore represented Employee Joseph L.G. Acfalle, whom was also present.

Commissioner Gayle requested to be recused, and is accepted by Chairperson Pangelinan.

The two (2) motions being addressed were:

2. a. Employee's Motion to Void Pursuant to P.L. 33-55.

Both parties presented oral arguments.

By a vote of 4-0, the Board of Commissioners denied the Employee's Motion.

2. b. Employee's Motion to Void for Procedural Defects.

Both parties presented oral arguments.

By a vote of 4-0, the Board of Commissioners denied the Employee's Motion and proceeded in to Hearing of the Merits.

3. Hearing On The Merits:

Joseph L.G. Acfalle vs. Guam Solid Waste Authority; CSC Case No. 17-AA07T

Present for Management was Attorney Vanessa L. Williams, Esq. and Mr. R. Chace Anderson, GBB Receiver Operations Manager. Lay Representative Daniel Del Priore represented Employee Joseph L.G. Acfalle, whom was also present.

Commissioner Gayle requested to be recused, and is accepted by Chairperson Pangelinan.

Both parties presented opening statements.

Management's Witness #1: GSWA Sanitation Technician Gerald T. Castro was questioned by Attorney Williams. Mr. Del Priore had no questions for this witness. Mr. Castro was questioned, and then excused by the Commissioners.

Management's Witness #2: GSWA Safety Officer Jesse Murakami was questioned by Attorney Williams, and then cross-examined by Mr. Del Priore. Mr. Murakami was questioned, and then excused by the Commissioners.

This case will reconvene on Thursday, February 08, 2018 at 5:45 p.m.

IV. OLD BUSINESS:

No old business.

V. GENERAL BUSINESS:

Nothing was discussed.

VI. ADJOURNMENT:

Upon a motion made by Vice Chair Hongyee and seconded by Commissioner Tuncap, the Commissioners adjourned at approximately 8:05 p.m.

Submitted for Approval:



JULIA T. SANTOS
Board Secretary

APPROVED


EDITH PANGELINAN, Chairperson